

Remarks

A Notice of Non-Compliant Amendment was received on October 20, 2004. An Amendment filed by the Applicant on October 12, 2004 failed to include claim 2 in the complete listing of all of the claims. Claim 2 is included herein in this Amendment in Response to a Notice of Non-Compliant Amendment.

Claims 1-8 are pending in the application. Claims 1-8 are rejected. Claims 1 and 8 are amended. All amendments are supported in the specification. No new subject matter is added. All rejections are respectfully traversed.

Claims 1-8 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the applicant regards as the invention.

In a telephone conversation with the Examiner on Thursday, October 7, 2004, the Examiner indicated that it is unclear whether the third message recited in claims 1 and 8 is transmitted to the third stationary node and the fourth stationary node by a single transmission, or separate transmissions at different times. Claims 1 and 8 are amended to clarify that the third message is broadcast one time. The amendment is made only for clarification purposes at the Examiner's request. No new subject matter is added.

The Examiner indicated that claims 2-7 are only rejected as depending from rejected claim 1.

In view of the foregoing, it is respectfully submitted that the application is in condition for allowance and an early indication of the same is courteously solicited. The Examiner is respectfully requested to contact the undersigned by telephone at the below listed telephone number, in order to expedite resolution of any remaining issues and further to expedite passage of the application to issue, if any further comments, questions or suggestions arise in connection with the application.

To the extent necessary, a petition for an extension of time under 37 C.F.R. § 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 50-0749 and please credit any excess fees to such deposit account.

Respectfully Submitted,
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